THE HONORABLE RICHARD A. JONES 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 9 AT SEATTLE THE HARTFORD LIFE AND ACCIDENT No.: C08-1300RAJ INSURANCE COMPANY, 11 Plaintiff, DECLARATION OF TONI Y. ANDERS IN 12 SUPPORT OF PETITION FOR ATTORNEY FEES AND COSTS ν. 13 TERESA KAY LEWIS and DARRIN LEE NOTED: March 6, 2009 14 BOWMAN. 15 Defendants. 16 I, Toni Y. Anders, declare: 17 I am the attorney representing The Hartford Life and Accident Insurance 1. 18 Company in the above-captioned matter. I am over the age of eighteen and make this 19 declaration based on my personal knowledge. 20 I graduated from Seattle University School of Law in December 2000 and was 21 admitted to the Washington bar in June 2001. My hourly rate for this case was \$225.00. I 22 have been in private practice for more than seven years, with a practice that includes 23 insurance coverage and defense, commercial litigation, employment, and ERISA matters. 24 Effective January 1, 2009, I was promoted to shareholder. However, we continued to bill on 25 this file at my 2008, associate rate. Shareholder, Katherine Somervell billed less than an 26 DECLARATION OF TONI Y. ANDERS IN SUPPORT OF PETITION Bullivant|Houser|Bailey PC Page 1 1601 Fifth Avenue, Suite 2300

FOR ATTORNEY FEES AND COSTS No.: C08-1300RAJ

Seattle, Washington 98101-1618 Telephone: 206.292.8930

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- 4. Hartford incurred \$5,049 in fees and \$611.62 in costs to prosecute and prevail in this matter.
- 5. The attorney fees of \$5,049 are those associated with preparing the motion for interpleader, the complaint, this fee petition, supporting declarations, and correspondence between the Hartford and its counsel. Fees include efforts to locate and serve Defendant Darrin Bowman, who was incarcerated when Hartford filed its complaint. Attached at pages 4-27 are true and correct copies of a memorandum documenting a telephone call between me and Elaine Bowman; letters and email messages between my office and the defendants or their counsel; and the Affidavit of Service on Defendant Bowman.
- 6. The costs of \$611.62 include the \$350 filing fee and \$220 for service.

 Attached at pages 28-29 are true and correct copies of the filing fee receipt and the process service invoice related to Defendant Bowman.
- 7. Attached at pages 32-39 is a true and correct copy of a recap of costs and fees incurred by Hartford to prevail in this matter. This recap of costs was created by Bullivant Houser Bailey's billing department as a business record and is kept in the normal course of business.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

EXECUTED at Seattle, Washington, this 26th day of February, 2009.

/s/ Toni Y. Anders
Toni Y. Anders

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No.: C08-1300RAJ

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FOR ATTORNEY FEES AND COSTS

No.: C08-1300RAJ

CERTIFICATE OF SERVICE

I hereby certify that on February 26, 2009, I electronically filed the foregoing, Declaration of Toni Y. Anders in Support of Petition for Fees and Costs with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the persons listed below:

Tatyana A. Gidirimski Short Cressman & Burgess PLLC 999 Third Avenue, Suite 3000 Seattle, WA 98104-4088

Alan K. Foe Carrie A. Ivy Mullavey, Prout, Grenley & Foe LLP PO Box 70567

Seattle, WA, 98107

DECLARATION OF TONI Y. ANDERS IN SUPPORT OF PETITION

Page 3 Bullivant|Houser|Bailey PC

1601 Fifth Avenue, Suite 2300 Seattle, Washington 98101-1618 Telephone: 206.292.8930

Bullivant Houser Bailey PC

Seattle Office

MEMORANDUM

To:

Toni Y. Anders

cc:

File

From:

Toni Y. Anders

Date:

December 29, 2008

Re:

The Hartford Life and Accident Ins. Co. v. Lewis, et al.

USDC Case No. C08-1300RAJ

Subject:

122908 Call from Elaine Bowman

Elaine Bowman called for several reasons.

First, she wanted a referral for a probate attorney. Family law attorney, Laura Sell, told Elaine that she needed a probate attorney instead of a family law attorney. I gave Elaine the name and telephone number for Barbara Wechsler of Seattle.

Next, Elaine wanted another extension for filing Darrin's Answer to Hartford's complaint. I told her that Hartford has no problem giving him more time, but the motion to interplead funds is scheduled for January 2, and we will keep that date. Therefore, his response to the motion, if he intends to file one, will be due today. I told Elaine that we haven't gotten a response from Teresa yet, but she has until midnight to file it. I also reminded Elaine that Teresa has a cross-claim against Darrin, and she'll need to communicate with Teresa's attorney regarding getting an extension.

Third, Elaine requested a copy of the community property agreement. She also wanted to know if there is a place where she can see the document online. I told her that the agreement may be recorded in the county where the deceased and Teresa lived. She could check with the recorder's office or the auditor, but she would probably have to request a copy in person. I will send her a copy of the document we received from Teresa.

TYA

Bullivant Houser Bailey PC

Attorneys at Law

TONI Y. ANDERS Direct Dial: (206) 521-6458 E-mail: toni.anders@bullivant.com

December 29, 2008

Darrin Bowman c/o Elaine Bowman 12403 13th Pl. SW Seattle, WA 98146

Re:

The Hartford Life and Accident Ins. Co. v. Lewis, et al.

USDC Case No. C08-1300RAJ

Dear Darrin and Elaine:

Pursuant to your request, enclosed is a copy of the Property Agreement between Chester O. Bowman, Jr. and Teresa Kay Lewis.

Sincerely.

Enclosure

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COUNTY OF

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says:

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AFFIDAVIT OF AGREEMENT RE STATUS OF PROPERTY Page 1 of 3

20071004001892 REED LONGYEAR AFF

PAGE001 OF 004 10/04/2007 15:11

AFFIDAVIT OF AGREEMENT REGARDING STATUS OF PROPERTY

STATE OF WASHINGTON)

)ss.

COMES NOW Teresa Kay Lewis, being first duly sworn, on oath, and deposes and

- 1. I am the surviving spouse of Chester O. Bowman, Jr. (the "Decedent"), who died at Seattle, Washington, on May 10, 2007.
- 2. On March 14, 1995, the Decedent and I created and provided for the disposition of all of our community property under that certain Agreement Regarding Status of Property, previously unrecorded, and attached hereto and by this reference fully incorporated as though stated herein. The original of this document is being recorded contemporaneously with this Affidavit.
- 3. There are no unpaid creditors of the Decedent or of our former marital community, nor are there unpaid funeral expenses or expenses of last illness.
- 4. The value of the Decedent's undivided interest in community property as of the date of death, including all real and personal property, was approximately \$650,000. The decedent had no separate property.

LAW OFFICES OF
REED, LONGYEAR, MALNATI
AHRENS & WEST, PLLC
1415 NORTON BUILDING
801 SECOND AVENUE
SEATTLE, WASHINGTON 99104-1522

	•
	1 5. Under the terms of the Agreement Regarding Status of Property, title to all
	2 real property of the community vests immediately in the survivor upon the death of either
	party. Among other items of community property was the following-described real estate,
•	located at 13337 NE 20th, Seattle, Washington, King County Tax Assessor's No.
• ;	1133000581, legally described as follows:
7	That portion of the Northwest quarter of the Southwest quarter of Section 21, Township 26 North, Range 4 East W.M., described as follows:
. 8	Il a point of the potti Diffe of Mornicast
9	The same and the same same to the same to the same same same same same same same sam
10	The state of the s
11	55.00 feet; THENCE West 193.93 feet;
12	THENCE North 55.00 feet; THENCE East 193.82 feet to the True Point of Beginning;
13 14	(BEING KNOWN AS the North 65 feet of Lot(s) 14, Block 6, BROCKMAN'S ADDITION, according to the unrecorded plat thereof);
15	SITUATE in the City of Seattle, County of King, State of Washington.
16	6. Any estate taxes, both state and federal, as are required have been paid and
17 18	releases and closing letters obtained.
19	Signed and dated at Seattle, Washington, this 5 day of September, 2007.
20	Leresa Kay Sewis
21	Teresa Kay Lewis, Surviving Spouse
22	
23	
24	AFFIDAVIT OF AGREEMENT RE STATUS OF PROPERTY Page 2 of 3 LAW OFFICES OF REED, LONGYEAR, MALNATI AHRENS & WEST, PLLC 1415 NORTON BUILDING 801 SECOND AVENUE SEATTLE, WASHINGTON 98104-1522 (206) 624-6271

	2000 2.00 0V 0 1000 10 10 Document 20 1 1100 02/20/2000 1 ago 0 01 00
. 1	STATE OF WASHINGTON)
	STATE OF WASHINGTON)
2	COUNTY OF KING) ss.
3	I certify that I know or have satisfactory evidence that TERESA K. LEWIS is the
4	person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes
5	mentioned in this instrument.
6	DATED this 5th day of August, 2007.
7	Barbara a West
8	Printed Name: Barbara A. West
. 9	NOTARY PUBLIC in and for the State of Washington Residing at
10	My commission expires 2/1/2009
11	BARBARA A. WEST
12	NOTARY PUBLIC STATE OF WASHINGTON
13	COMMISSION EXPIRES FEBRUARY 1, 2009
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24	AFFIDAVIT OF AGREEMENT RE STATUS OF PROPERTY Page 3 of 3 LAW OFFICES OF REED, LONGYEAR, MALNATI AHRENS & WEST, PLLC 1415 NORTON BUILDING 801 SECOND AVENUE SEATTLE WASHINGTON 98104-1522 (206) 624-6271

20071004001894 REED LONGYEAR CPA 42.00

AGREEMENT REGARDING STATUS OF PROPERTY

THIS INSTRUMENT evidences the agreement entered into on the day of March 1995, between CHESTER O. BOWMAN, JR. and TERESA

- A. <u>Recitals</u>. The parties are husband and wife and residents of the State of Washington. They desire to enter into an agreement as to the status of their property.
- B. <u>Status of Property</u>. All property of whatever nature or description, whether real, personal, or mixed, and wherever located, now owned or hereafter acquired by the parties or either of them, shall be considered and hereby is declared to be community property.
- parties survived by the other party, all interest of the deceased party in such of the then existing (community) property, real and personal, of the parties as would otherwise be subject to disposition under the laws of intestate succession or the deceased party's last Will shall rest in and become the sole property of the surviving party in fee simple.
- D. <u>Independent Counsel</u>. Each party recognizes that he or she has a right to be represented by independent counsel in arriving at this agreement and hereby waives said right and states that each has had an adequate, fair, and full disclosure of all assets now owned and the value of each involved in this agreement.
- E. <u>Termination</u>, This Agreement may be terminated upon mutual agreement of the parties in writing. In the absence of other evidence indicating the parties' intent to terminate this agreement, it shall, nevertheless, be deemed mutually terminated and of no further force or effect upon the occurrence of one or more of the following events:

Attorneys at Law

TONI Y. ANDERS Direct Dial: (206) 521-6458 E-mail: toni.anders@bullivant.com

December 5, 2008

Darrin Bowman #974596 CB11U Coyote Ridge Correction Center P.O. Box 769 Connell, WA 99326

Re:

The Hartford Life and Accident Ins. Co. v. Lewis, et al.

USDC Case No. C08-1300RAJ

Dear Darrin:

Thank you for appearing in this matter. We filed your notice with the Court and notified the Court of your request that documents in this matter be served on Elaine.

Enclosed for your records are (1) the Minute Order Regarding Initial Disclosure, Joint Status Report, and Early Settlement and (2) Teresa Lewis's Answer, Counterclaim, and Cross-Claim. You will see that Ms. Lewis has filed a cross-claim against you. You will need to file an answer to Hartford's complaint, which was served on you with the summons, and a separate answer to Ms. Lewis' cross-claim. I understand that you are not represented by an attorney and are a stranger to this process. Therefore, Hartford will work with you as much as possible regarding scheduling. However, in federal court, deadlines are very important. Please file your answer to Hartford's complaint by December 21, 2008. We will represent to the Court that Hartford agrees with this date.

Finally, Elaine asked for my recommendation of a lawyer to assist her and you in this matter, particularly with Ms. Lewis's cross-claim. I gave Elaine the following information:

Laura Sell Ferguson Sell, PLLC 1424 4th Ave Ste 311 Seattle, WA 98101-2297

I hope you find this information helpful. Feel free to call me if you have questions.

Case 2:08-cv-01300-RAJ Document 23 Filed 02/26/2009 Page 11 of 39

Darrin Bowman #974596 CB11U December 5, 2008 Page 2

Sincerely,

Toni Y. Anders

TYA Enclosures

cc: Elaine Bowman

Bullivant Houser Bailey PC

Attorneys at Law

TONI Y. ANDERS
Direct Dial: (206) 521-6458
E-mail: toni.anders@bullivant.com

December 5, 2008

Elaine Bowman 12403 -13th Pl. SW Seattle, WA 98146

Re:

The Hartford Life and Accident Ins. Co. v. Lewis, et al.

USDC Case No. C08-1300RAJ

Dear Elaine:

Thank you for speaking with me regarding the above-referenced matter, and Darrin's involvement in it. Darrin filed his Notice of Appearance, and asked that we communicate with you regarding this lawsuit and provide you with documents.

Enclosed for your records are (1) Hartford's Complaint for Interpleader; (2) the Minute Order Regarding Initial Disclosure, Joint Status Report, and Early Settlement; and (3) Teresa Lewis's Answer, Counterclaim, and Cross-Claim. You will see that Ms. Lewis filed a cross-claim against Darrin. Darrin needs to answer Hartford's complaint and, separately, answer Ms. Lewis' cross-claim. In a separate letter to Darrin, Hartford extended the deadline for filing his answer to Hartford's complaint until December 21, 2008.

If you have any questions regarding the enclosed documents, please let me know.

Sincerely,

Toni Y. Anders

TYA Enclosures

cc:

Darrin Bowman

Attorneys at Law

TONI Y. ANDERS Direct Dial: (206) 521-6458 E-mail: toni.anders@bullivant.com

October 15, 2008

Barbara A. West Short Cressman & Burgess, PLLC 999 Third Ave., Ste. 3000 Seattle, WA 98104-4088

Re:

Policyholder: Waterfront Federal Credit Union

Insured: Chester O. Bowman, Jr.

Policy No.: ADD-12992

The Hartford Life and Accident Insurance Company v. Lewis, et al.

Claim No.: 48-96299

Dear Ms. West:

We have been hired by The Hartford Life and Accident Insurance Company to assist it in filing an interpleader action, asking a court to allow it to deposit the \$126,250 in proceeds of its AD&D policy into the court registry. Please let us know if you will accept service on behalf of Teresa K. Lewis. If so, please sign and return the enclosed Acceptance of Service form by Friday, October 24, 2008.

Sincerely,

Toni Y. Anders

TYA Enclosures

From:

Anders, Toni

Sent:

Friday, December 05, 2008 8:53 AM

To:

'tgidirimski@scblaw.com'

Subject: Attachments:

Hartford v. Lewis Bowman - JSR.DOC

Tatyana,

I left you a message last week, I think, about our joint status report that's due today. Attached is the draft joint status report and discovery plan for your review and comment. Feel free to revise it and track the changes so we can compare notes. Call me if you want to discuss it.

Toni Y. Anders | Attorney
Bullivant Houser Bailey PC| 1601 Fifth Ave Suite 2300 | Seattle, WA 98101
T 206 521 6458 | F 206 386 5130 | Bio | Email | Website

Introducing Bullivant's Arts, Entertainment and Sports Law Group

From:

Anders, Toni

Sent:

Friday, December 05, 2008 2:24 PM

To: Subject:

'tgidirimski@scblaw.com'

Attachments:

FW: Minute Order Hartford v. Lewis.PDF

Tatyana:

Here's the minute order. It came in on 10/22, and you appeared on 10/30. I apologize for not catching that and getting it to you.

Toni Y. Anders | Attorney
Bullivant Houser Bailey PC| 1601 Fifth Ave Suite 2300 | Seattle, WA 98101
T 206 521 6458 | F 206 386 5130 | <u>Bio</u> | <u>Email</u> | <u>Website</u>

Introducing Bullivant's Arts, Entertainment and Sports Law Group

From: Anders, Toni

Sent: Friday, December 05, 2008 2:22 PM

To: Anders, Toni **Subject:** Minute Order

From:

Anders, Toni

Sent: To: Friday, December 05, 2008 2:38 PM

Subject:

'Tatyana Gidirimski' RE: Hartford v. Lewis

Attachments:

Bowman - JSR.DOC

Tatyana, take a look at this revised version and let me know what you think. I didn't have my track changes tab selected; I apologize. On page 1, take a look at the first paragraph. I kept the sent that "Hartford is unable to determine..." and added a sentence that "Lewis believes Hartford can make the determination..." Also, I've spoken with Darrin, and he definitely thinks he is entitled to the proceeds. So, I left that in there, but I did change the part where I said he made a claim. Technically, he is now making a claim, but I changed it as you suggested. Everything else is as you suggested.

Toni Y. Anders | Attorney
Bullivant Houser Bailey PC| 1601 Fifth Ave Suite 2300 | Seattle, WA 98101
T 206 521 6458 | F 206 386 5130 | Bio | Email | Website

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From: Tatyana Gidirimski [mailto:tgidirimski@scblaw.com]

Sent: Friday, December 05, 2008 2:24 PM

To: Anders, Toni

Subject: RE: Hartford v. Lewis

Toni: here you go. The main change has to do with the fact that we are not aware of Darrin ever making a claim on the policy, so we need to specify that it is Hartford's allegation.

-Tatyana.

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----Original Message----

From: Anders, Toni [mailto:toni.anders@bullivant.com]

Sent: Friday, December 05, 2008 8:53 AM

To: Tatyana Gidirimski **Subject:** Hartford v. Lewis

Tatyana,

Case 2:08-cv-01300-RAJ Document 23 Filed 02/26/2009 Page 17 of 39

I left you a message last week, I think, about our joint status report that's due today. Attached is the draft joint status report and discovery plan for your review and comment. Feel free to revise it and track the changes so we can compare notes. Call me if you want to discuss it.

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mail.bullivant.com made the following annotations

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From:

Anders, Toni

Sent:

Friday, December 05, 2008 2:44 PM

To: Subject:

'Tatyana Gidirimski' Darrin Bowman

I neglected to mention that I agreed to extend the time for Darrin to answer the complaint to Dec. 21. I intended to add that to the JSR after the part where I say he appeared, but hasn't answered.

Toni Y. Anders | Attorney Bullivant Houser Bailey PC| 1601 Fifth Ave Suite 2300 | Seattle, WA 98101 T 206 521 6458 | F 206 386 5130 | Bio | Email | Website

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From:

Anders, Toni

Sent: To: Friday, December 05, 2008 3:09 PM

Subject:

'Tatyana Gidirimski' RE: Darrin Bowman

Attachments:

Bowman - JSR.DOC

Thanks. Here's the second revision. If it all looks fine, let me know if it's okay for us to sign it and send file it.

Toni Y. Anders | Attorney

Bullivant Houser Bailey PC | 1601 Fifth Ave Suite 2300 | Seattle, WA 98101 T 206 521 6458 | F 206 386 5130 | Bio | Email | Website

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From: Tatyana Gidirimski [mailto:tgidirimski@scblaw.com]

Sent: Friday, December 05, 2008 2:46 PM

To: Anders, Toni

Subject: RE: Darrin Bowman

That's fine.

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Case 2:08-cv-01300-RAJ Document 23 Filed 02/26/2009 Page 20 of 39

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20

From:

Anders, Toni

Sent:

Friday, December 05, 2008 3:29 PM

Subject:

'Tatyana Gidirimski' RE: Darrin Bowman

Thanks.

Toni Y. Anders | Attorney
Bullivant Houser Bailey PC| 1601 Fifth Ave Suite 2300 | Seattle, WA 98101
T 206 521 6458 | F 206 386 5130 | Bio | Email | Website

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From: Tatyana Gidirimski [mailto:tgidirimski@scblaw.com]

Sent: Friday, December 05, 2008 3:28 PM

To: Anders, Toni

Subject: RE: Darrin Bowman

Ok, fine.

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----Original Message----

From: Anders, Toni [mailto:toni.anders@bullivant.com]

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Sent:

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To: Subject:

Anders, Toni RE: Darrin Bowman

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08-CV-01300-AF

Document 23 Document 18

Filed 02/26/2009 Page 26 of 39

Filed 01/06/2009 Page 1 of 2

FILED ____ENTERFD LODGED_ ___RECF!) DJ

JAN 6 2009

AT SEATTLE

CLERK U.S. DISTRICT COURT

WESTERN DISTRICT O. WASHINGTON

DEPUT?

AFFIDAVIT OF SERVICE

UNITED STATES DISTRICT COURT

WESTERN DIST	LICE OF MASHING LON
Case Number: C08-1300RAJ	
Plaintiff: THE HARTFORD LIFE AND ACCIDENT INSURANCE COMPANY vs. Defendant: TERESA KAY LEWIS AND DARRIN LEE BOWMAN	Service Documents: LETTER; ANSWER; COUNTERCLAIM AND CROSS-CLAIM
For:	
Dr. c. mbu. 20/08 at 4:15 pm., executed se	cowman #974596, 1301 N EPHRATA, CONNELL, WA. orn, depose and say that on the day of ervice by delivering a true copy of the LETTER; In accordance with state statutes in the manner marked
MINDIVIDUAL SERVICE: Served the within-name	ed person.
() SUBSTITUTE SERVICE: By serving	as
() NON SERVICE: For the reason detailed in the	Comments helow
Military Status: () Yes or () No If yes, what t	
Marital Status: () Married or () Single Name	e of Spouse
COMMENTS:	
,	

Filed 02/26/2009

Page 27 of 39

Case 2:08-cv-0130u-RAJ

Document 18

Filed 01/06/2u09

Page 2 of 2

AFFIDAVIT OF SERVICE for C08-1300RAJ

I certify that I have no interest in the above action, am of legal age and have proper authority in the iurisdiction in which this service was made.

State of Washington County of American

Signed or attested before me on

My appointment 64.08.090 expires RULL 64.08.090

Subscribed and Sworn to before me on the 09** day of Desember ____ accord by the affiant

who is personally known to me.

NOTARY PUBLIC

PROCESS SERVER #

Appointed in accordance

with State Statutes

ABC

633 Yesler Way Seattle, WA 98104

(800) 314-9342

Our Job Serial Number: 2008016349

Copyright © 1992-2006 Database Services, Inc. - Process Server's Toolbox V6.2w

Court Name: Dist. Court-Western Washingt on Division: 2 Receipt Number: SEA020104 Cashier ID: jsites Transaction Date: 08/29/2008 Payer Name: Bullivant Houser Bailey PC

CIVIL FILING FEE
For: Bullivant Houser Bailey PC
Case/Party: D-WAW-2-08-CV-001300-001
Amount: \$350.00

CREDIT CARD
Amt Tendered: \$350.00

Total Due: \$350.00 Total Tendered: \$350.00 Change Amt: \$0.00

A fee of \$45.00 will be charged for any returned check.

TOP COPY-HERCHANT BOTTON COPY-CUSTOMER

633 Yesler Way Seattle, WA 98104 www.abclegal.com Fax: 206-625-9247 206-521-9000

PROCESS SERVICE INVOICE

Bill To:

Bullivant, Houser -Seattle 1601 5th Ave. #2300 Seattle, WA 98101

Client Attn: Kelly Viren

Order Attn: Kim Fergin

Fay: 206 386-5130

Account #: 74580 Phone: 206 292-8930 INVOICE #: 8048522

DATE:

BILL REF:

149/418

AMOUNT DUE: \$220.00

CASE NAME:

THE HARTFORD LIFE AND ACCIDENT INSURANCE COMPANY vs. TERESA KAY LEWIS AND DARRIN LEE

BOWMAN

SERVEE:

DARRIN LEE BOWMAN

PERSON SERVED: SERVICE DATE:

Darrin Bowman

Nov 7 2008 1:00PM SERVED BY: K. VanDyke Jr

SERVICE ADDRESS: DOCUMENTS SERVED: COYOTE RIDGE CORRECTIONS CENTER INMATE # 974596 1301 N EPHRATA CONNELL, WA 99326

SUMMONS IN A CIVIL CASE; COMPLAINT IN INTERPLEADER

SERVICE HISTORY

10/28/2008 **Bad Address**

in prison

10/28/2008 10/27/2008 **Bad Address**

in prison

Bad Address Indicated 10/27/08 13:45 (B/A PRI) Per contact, Subject does not reside here he is in prison
Bad Address Indicated 10/22/08 17:32 (B/A PRI) Per white male non-resident approx. 45-55 years of age 5'8"-5'10" in height weighing 160-180 lbs with brown hair HOUSE SOLD 9 MONTHS AGO, S/O NOT THERE
Work Order Received and Entered

10/16/2008

SERVICE NOTE

10/23/2008

10/22/2008 17:32: Per white male non-resident approx. 45-55 years of age 5'8"-5'10" in height weighing 160-180 lbs with brown hair HOUSE SOLD 9 MONTHS AGO, S/O NOT THERE

10/27/2008 13:45: Per contact, Subject does not reside here he is in prison

BAD ADDRESS LIST

16863 429TH AVE SE NORTH BEND WA 98045 15918 76TH PL KENMORE WA 98028 12015 102ND CT NE KIRKLAND WA 98034

NOTE	RATE
	95.00
KIRKLAND 98034 BA added by AubreeC at 10/28/08	30.00
KENMORE 98028 BA added by AubreeC at 10/28/08	25.00
KIRKLAND 98034 BA added by 15338 Users_Web.uld on 10/27/08	30.00
NORTH BEND 98045 BA added by 35241 Users_Web.uld on 10/23/08	40.00
SUB TOTAL	220.00
-	KIRKLAND 98034 BA added by AubreeC at 10/28/08 KENMORE 98028 BA added by AubreeC at 10/28/08 KIRKLAND 98034 BA added by 15338 Users_Web.uld on 10/27/08 NORTH BEND 98045 BA added by 35241 Users_Web.uld on 10/23/08

PREPAID RETAINER 0.00 220.00 **AMOUNT DUE**

INVESTIGATION STATUS:

Documents are served in accordance with and pursuant to; the statutes or court rules of the jurisdiction in which the matter originates, and/or the statutes or court rules of the state in which service took place, and client instructions. If service was substituted upon another person or left with a person who refused to identify him or herself, it is incumbent upon the client to notify ABC and/or PFI immediately, in writing, if further attempts to serve, serve by mail, or investigate are required.

RETURN OF SERVICE

IN THE DISTRICT COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF WESTERN

	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
Case Number: C08-1300RAJ	•
Plaintiff: THE HARFORD LIFE AND ACCIDENT INSURANCE COMPANY vs. Defendant: TERESA KAY LEWIS AND DARRIN LEE BOWMAN	Service Documents: SUMMONS IN A VICIL CASE; COMPLAINT IN INTERPLEADER
For:	
Received by ABC to be served on DARRIN LEE B CONNELL, WA. I, LANGY K. KIHIM NOWNEY, 200 Y at 1 : M.m., executed se VICIL CASE; COMPLAINT IN INTERPLEADER in below: () INDIVIDUAL SERVICE: Served the within-name	, do hereby affirm that on the
() SUBSTITUTE SERVICE: By serving	
() NON SERVICE: For the reason detailed in the C	Comments below.
Military Status: () Yes or () No If yes, what b	ranch?
Marital Status: () Married or () Single Name	of Spouse
COMMENTS:	
	NOV 2 4 2908

REI JRN OF SERVICE for C08-1300RAJ

I certify that I have no interest in the above action, am of legal age and have proper authority in the jurisdiction in which this service was made.

PROCESS SERVER #

Appointed in accordance

with State Statutes

ABC

633 Yesler Way Seattle, WA 98104

(800) 314-9342

Our Job Serial Number: 2008014752

*MA HARTEORD	*MATTER DESCRIPTION HARTFORD/BOWMAN/LEWIS	* 1			*BI ERATE/SE	*BILLING INSTRUCTIONS- ERATE/SELECT LIT	TIONS	* !		
ASSIST H	ASSIST HARTFORD IN FILING& DEFENDING INTERPLEADER	FENDING INTERP	LEADER		DATACERT OK	O.K				
*CL HARTFORD	*CLIENT INFORMATION HARTFORD INSURANCE GROUP	* 1	i	-CLIENT NUMBER- 00149	NUMBER	ORIGINATING- 0263 KSS K SOMERVELL	16	BILLING 0263 KSS K SOMERVELL	SUPERVISING 0263 KSS K SOMERVELL	
CLIENT THE HARTFORD THIS CLIENT PLEASE SEE M	ADDRESS REQUIRES MATTER I ATTER PAGE ONE	LEVEL ADDRESS BOTTOM OF PAGE			*MATTER ADDR THE HARTFORD KELLY FORTIER SUITE B1 E 200 HOPMBADOW ST.	TER ADDRESS ORD TIER E ADOW ST.	*			
*MATTER PHONE: REFERRED BY:	*MATTER INFORMATION PHONE: REFERRED BY:	*			PHONE: (8 CONTACT:	PHONE: (860)843-3161 CONTACT: FORTIER, KELLY	X.			
STATUS: DATE OPENED: DATE CLOSED: LAST RATE: HOLD FEES: HOLD COSTS: TRUST RET ACC	STATUS: OP DATE OPENED: 08/01/2008 DATE CLOSED: LAST RATE: 01/30/2007 HOLD FEES: HOLD COSTS: TRUST RET ACCT: WEST1	RATE: DEPT: LOCATION: PRACTICE: FEE FREQ: COST FREQ: TRUST RETAIN:	1 40 1 4011 M		TEMPLATE: TIME FORMAT: COST FORMAT: INTRST CODE: INT FREE DAY FIXED COSTS: ARRANGEMENT:	MA AT: 6 AT: 2 DE: 1 DAY: TS: N NT: HR		MIN FEE: MIN COST: MIN TOTAL: FEE MARKUP: % COST MARKUP: % FIXED FEES: CURRENCY: MAXIMUM BILLINGS:		
EMPLOYME) D/LOSS: INSURED: POLICY N	EMPLOYMENT AND EMPLOYEE BENEFITS D/LOSS: INSURED: CHESTER O. BOWMAN, JR., D POLICY NO.: ADD-12992 CLAI	ECEASED M NO.:	555014780		CLAIMANT: FILE NO.:					
Last Bil	Last Bill Date: 02/25/2009									
*T *T KATHERINE SY TONI ANDERS	IMEKEEPER OMERVELL	6-3	SUMMARY HOURS .90 21.40 9	4 · 0 · 9 · 0 · 9 · 0 · 0 · 0 · 0 · 0 · 0	FEES 234.00 4815.00 5049.00	* % 9 4.				
**************************************		CODE OPMENT OPMENT ONS	CODE SUMMARY	ARY		HOURS 3.40 0.90 9.70 0.20 8.10	FEES 772.00 202.50 2,207.00 45.00 1,822.50			,
		SUI	SUBTOTAL ADJUSTMENTS	W	22	.30	\$5,049.00			

5,049.00

TOTALS

*	* AMOUNT	33.90	0.72	7.00	350.00	LA 0.00	220.00	611.62	() DO NOT BILL	() CLOSE FILE	() FINAL BILL
*COST CODE SUMMARY	COST CODE	DOCUMENT PRODUCTION	LONG DISTANCE CHARGES	OUTSIDE MESSENGER SERVICE	FILING FEE	COMPUTERIZED LEGAL RESEARCH-LEXIS/WESTLA	SERVICE FEE	TOTAL	() BILL COSTS AND FEES	() BILL FEES ONLY	() BILL COSTS ONLY
*	*	01	02	42	52	89	69	COST			

33

Document 23

DATE TIMEKEEPER	TASK A	ACTIVITY	DESCRIPTION	HOURS	AMOUNT	STAT	INDEX
07/24/08 KATHERINE SOMERVELL	L110	A106	REVIEW AND RESPOND TO EMAILS FROM KELLY FORTIER RE NEW WASHINGTON INTERPLEADER (0.2);	0.20	52.00	<u>.</u> 	8176155
08/11/08 TONI ANDERS	L110	A104	REVIEW CLAIM FILE, INCLUDING DEMAND LETTERS AND CASES CITED BY COUNSEL FOR LEWIS IN SUPPORT OF HER DEMAND FOR POLICY PROCEEDS IN PREPARATION FOR PREPARING INTERPLEADER;	1.40	315.00	ω	8196199
08/11/08 TONI ANDERS	L210	A103	PREPARE COMPLAINT IN INTERPLEADER;	2.40	540.00	В	8196201
08/16/08 KATHERINE SOMERVELL	L210	A103	REVISE DRAFT INTERPLEADER COMPLAINT PREPARED BY ASSOCIATE - CONFIRM AND CLARIFY BASIS FOR FEDERAL COURT JURISDICTION (0.3);	0.30	78.00	М	8195889
08/16/08 KATHERINE SOMERVELL	L210	A106	PREPARE LETTER AND EMAIL TO CLIENT ACKNOWLEGGING RECEIPT OF FILE AND PROVIDING DRAFT INTERPLEADER COMPLAINT FOR REVIEW AND COMMENT (0.3);	0.30	78.00	.	8195890
08/19/08 TONI ANDERS	L210	A101	REVIEW AND CONSIDER EMAIL MESSAGE FROM CLIENT REGARDING BENEFIT AVAILABLE IN PREPARATION FOR FILING INTERPLEADER;	0.10	22.50	В	8209038
08/25/08 KATHERINE SOMERVELL	L210	A106	REVIEW AND RESPOND TO EMAIL FROM CLIENT APPROVING DRAFT COMPLAINT FOR FILING, CONFIRMING PROCEEDS AT ISSUE (0.1);	0.10	26.00	ш	8208819
08/26/08 TONI ANDERS	1210	A104	READ EMAIL MESSAGE FROM CLIENT REGARDING POLICY LIMITS IN PREPARATION FOR FILING INTERPLEADER;	0.00	0.00	BNP	8212000
10/09/08 TONI ANDERS	1210	A107	LETTER TO ATTORNEY RODMAN REGARDING INTERPLEADER;	0.10	22.50	В	8257832
10/09/08 TONI ANDERS	L210	A101	REVIEW DOCUMENTS RELATED TO DEFENDANT DARRIN BOWMAN AND DEVELOP SERVICE STRATEGY;	0.40	90.00	В	8257833
10/30/08 TONI ANDERS	L210	A104	RECEIVE AND REVIEW ACCEPTANCE OF SERVICE FOR TERESA BOWMAN;	0.10	22.50	ш	8278771
10/30/08 TONI ANDERS	L430	A103	PREPARE MOTION TO INTERPLEAD FUNDS;	2.30	517.50	ш	828022
10/30/08 TONI ANDERS	L430	A103	PREPARE DECLARATION IN SUPPORT OF INTERPLEADER AND ORDER, PETITION FOR FEES AND COSTS, DECLARATION FOR FEES AND	1.60	360.00	ш	8280224

	8280235	8316351	8316364	8316365	8316366	8316378	8316379	8316380	8316384	8318818	8318819	8322553	8323897	8323914	8323916	8323918
	22.50 B	112.50 B	90.00 B	112.50 B	180.00 B	67.50 B	22.50 B	22.50 B	45.00 B	247.50 B	45.00 B	225.00 B	112.50 B	. 22.50 в	22.50 B	22.50 B
	0.10	0.50	0.40	0.50	0.80	0.30	0.10	0.10	0.20	1.10	0.20	1.00	0.50	0.10	0.10	0.10
COSTS, AND ORDER GRANTING FEES;	RECEIVE AND REVIEW NOTICE OF APPEARANCE FOR DEFENDANT LEWIS;	WORK ON JOINT STATUS REPORT AND DISCOVERY PLAN;	ANALYZE STRATEGY AND RESPONSES TO OPPOSITION BY DEFENDANTS LEWIS AND BOWMAN IN PREPARATION FOR STATUS CONFERENCE, JOINT STATUS REPORT, AND INITIAL DISCLOSURES;	REVIEW AND ANALYZE CLAIM FILED DOCUMENTS AND IDENTIFY DOCUMENTS TO SUPPORT INTERPLEADER IN PREPARATION FOR INITIAL DISCLOSURES;	PREPARE INITIAL DISCLOSURES;	SPEAK WITH COUNSEL SEELY AND DARRIN BOWMAN REGARDING INTERPLEADER ACTION;	CALL TO ELAINE BOWMAN REGARDING INTERPLEADER ACTION;	CALL TO ATTORNEY GIDIRIMSKI REGARDING JSR AND DISCOVERY PLAN;	SPEAK WITH DARRIN BOWMAN'S MOTHER REGARDING INTERPLEADER;	PREPARE ANSWER TO COUNTERCLAIM;	REVIEW ANSWER AND COUNTERCLAIM OF LEWIS;	COMPLETE DRAFT OF JOINT STATUS REPORT AND DISCOVERY PLAN;	RETURN CALL TO DEFENDANT BOWMAN'S MOTHER REGARDING CASE, DARRIN'S ANSWER, AND CROSSCLAIM AGAINST DARRIN;	EMAIL MESSAGE TO ATTORNEY GIDIRIMSKI 'REGARDING JOINT STATUS REPORT AND DISCOVERY PLAN;	SPEAK WITH ATTORNEY GIDIRIMSKI REGARDING JOINT STATUS REPORT;	REVIEW OPPOSING COUNSEL'S PROPOSED CHANGES TO JOINT STATUS REPORT;
	A104	A103	A101	A104	A103	A107	A107	A107	A108	A103	A104	A103	A108	A107	A107	A104
	1210	1210	1120	L210	L210	L210	L110	L210	L110	L210	L210	L210	L110	L210	L210	L210
	10/31/08 TONI ANDERS	11/21/08 TONI ANDERS	11/24/08 TONI ANDERS	11/24/08 TONI ANDERS	11/24/08 TONI ANDERS	11/26/08 TONI ANDERS	11/26/08 TONI ANDERS	11/26/08 TONI ANDERS	11/28/08 TONI ANDERS	11/30/08 TONI ANDERS	11/30/08 TONI ANDERS	12/01/08 TONI ANDERS	12/03/08 TONI ANDERS	12/05/08 TONI ANDERS	12/05/08 TONI ANDERS	12/05/08 TONI ANDERS

12/05/08 TONI ANDERS	L210	A103	REVISE JOINT STATUS REPORT IN CONSIDERATION OF OPPOSING COUNSEL'S REVISIONS;	0.20	45.00 B	8323919
12/05/08 TONI ANDERS	L210	A107	EMAIL MESSAGE TO OPPOSING COUNSEL WITH REVISED JOINT STATUS REPORT AND EXPLANATION OF REVISIONS;	0.10	22.50 B	8323921
12/05/08 TONI ANDERS	L210	A108	LETTER TO DARRIN BOWMAN RECARDING PLEADINGS AND ANSWERING COMPLAINT;	0.20	45.00 B	8323923
12/05/08 TONI ANDERS	L210	A108	LETTER TO ELAINE BOWMAN REGARDING PLEADINGS AND DARRIN'S ANSWER TO COMPLAINT;	0.10	22.50 B	8323925
12/08/08 TONI ANDERS	1120	A106	REPORT LETTER TO CLIENT;	0.30	67.50 B	8330228
12/08/08 TONI ANDERS	L430	A103	REVISE MOTION TO INTERPLEAD FUNDS;	0.20	45.00 B	8330229
12/08/08 TONI ANDERS	L210	A103	REVISE ANSWER TO COUNTERCLAIM;	0.20	45.00 B	8330230
12/09/08 TONI ANDERS	L210	A108	CALL FROM ELAINE BOWMAN FOR DEFENDANT DARRIN BOWMAN REGARDING MINUTE ORDER AND LEWIS'S ANSWER;	0.10	22.50 B	8332366
12/29/08 TONI ANDERS	1110	A108	RECEIVE CALL FROM ELAINE BOWMAN REGARDING DARRIN'S ANSWER TO COMPLAINT AND CROSSCLAIM, AND HIS RESPONSE TO HARTFORD'S MOTION TO INTERPLEAD FUNDS (.6) AND PREPARE MEMO TO FILE REGARDING CONVERSATION (.1);	0.70	157.50 B	8347636
12/30/08 TONI ANDERS	L430	A102	READ AND ANALYZE 13 FEDERAL CASES RELATED TO ATTORNEY FEES, PREJUDGMENT INTEREST, AND DISCHARGE IN INTERPLEADER ACTIONS IN PREPARATION FOR REPLYING IN SUPPORT OF MOTION FOR INTERPLEADER;	00.0	0.00 BNP	8348987
12/30/08 TONI ANDERS	L430	A104	READ LEWIS'S RESPONSE TO MOTION FOR INTERPLEADER AND OUTLINE ISSUES;	0.50	112.50 B	8348988
12/30/08 TONI ANDERS	L430	A103	DRAFT REPLY IN SUPPORT OF MOTION FOR JUDGMENT IN INTERPLEADER, REVISED ORDER, AND SUPPLEMENTAL DECLARATION;	2.50	562.50 B	8348989
01/05/09 TONI ANDERS	L430	A104	REVIEW COMMENTS FROM KELLY FORTIER REGARDING MOTION TO INTERPLEAD FUNDS;	0.10	22.50 B	8351795
01/05/09 TONI ANDERS	L430	A106	READ AND RESPOND TO EMAIL MESSAGE FROM KELLY FORTIER REGARDING MOTION TO INTERPLEAD FUNDS AND WITH STATUS OF FEE REQUEST;	0.10	22.50 B	8351796
01/20/09 TONI ANDERS	L210	A104	RECEIVE AND REVIEW COURT'S ORDER SETTING	0.10	22.50 B	8363445

Filed 02/26/2009

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	TER REGAILINES AND	FORTIER NG ORDER	: FOR DARRIN OF INTERPLEADER	IVY ON BEHALF BACKGROUND AND	KIER;	LEWIS	COURT'S MEMORANDUM I TO INTERPLEAD FUNDS	ARDING OI AD FUNDS EPOSITIN	AND PLEADINGS SUPPORT FEE	ORDER TO INCLUDE TO SPECIFICALLY UMENTATION;			STAT B B B B B
DEADLINES;	EMAIL MESSAGE TO KELLY FORTIER RECARDING COURT'S ORDER SETTING DEADLINES AND RECARDING STATUS OF MOTION TO INTERPLEAD FUNDS;	READ AND RESPOND TO KELLY FORTIER REGARDING COURT'S SCHEDULING ORDER MOTION TO INTERLEAD FUNDS;	RETURN CALL TO CARRIE IVY F. BOWMAN TO DISCUSS STATUS OF ACTION;	SPEAK WITH ATTORNEY CARRIE OF DARRIN BOWMAN REGARDING MOTION FOR INTERPLEADER;	STATUS REPORT TO KELLY FOURIER	RECEIVE AND REVIEW DEFENDANT INITIAL DISCLOSURES;	RECEIVE AND READ THE COURTY.	EMAIL MESSAGE TO CLIENT REGARDING ORDER GRANTING MOTION TO INTERPLEAD FUNDS AND ADVISING CLIENT REGARDING DEPOSITING FUNDS;	REVIEW CORRESPONDENCE AND PLE? IDENTIFY DOCUMENTS TO SUPPORT PETITION;	REVISE FEE PETITION AND ORDER TO I UPDATED INFORMATION AND TO SPECIFI IDENTIFY SUPPORTING DOCUMENTATION	FEES SUBTOTAL		AMOUNT 13.90 0.20 0.80 1.20 4.70
Ö	A106 EN CC	A106 RI RI	A107 REBC	A107 SI	A106 S	A104 RI	A104 RI	A106 EI GI AI	A104 RI	A103 R1 U)			
	; L120	1120	5 L110	S. L110	5 L430	s, L310	S L430	5 L430	5 L430	s L430		* !	DESCRIPTION DOCUMENT PRODUCTION DOCUMENT PRODUCTION DOCUMENT PRODUCTION DOCUMENT PRODUCTION DOCUMENT PRODUCTION
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B 0263 5774068 B 0263 5775210 B 0263 5779564 B 0263 5779564 B 0263 5781896 B 0263 5781897 B 0263 5781897 B 0263 5784389 B 0263 5806039 B 0263 5806039	B 0263 571752	B 0263 629461, 5786220	B 1397 621960 5739937	BNP 0263 5765028 BNP 0263 5787614	B 0263 627707 5776789	181.90 0.00	
1.80 1.40 2.00 0.80 0.90 1.00 1.60 8.33.90	0.72	7.00	350.00	00.00	220.00	611.62	
12/05/08 01 DOCUMENT PRODUCTION 12/17/08 01 DOCUMENT PRODUCTION 12/17/08 01 DOCUMENT PRODUCTION 12/29/08 01 DOCUMENT PRODUCTION 12/29/08 01 DOCUMENT PRODUCTION 01/02/09 01 DOCUMENT PRODUCTION 01/02/09 01 DOCUMENT PRODUCTION 02/24/09 01 DOCUMENT PRODUCTION	11/26/08 02 LONG DISTANCE CHARGES PHONE NUMBER 1 (509) 543-5865 TOTAL: 02 LONG DISTANCE CHARGES	11/26/08 42 OUTSIDE MESSENGER SERVICE - PAID TO- ABC LEGAL MESSENGERS INC - DELIVER PLAINTIFF'S INITIAL DISCLOSURES TO SHORT CRESSMAN AND BURGESS TOTAL: 42 OUTSIDE MESSENGER SERVICE	08/29/08 52 FILING FEE - PAID TO- BANK OF THE WEST - COURTS USDC- CIVIL FILING FEE TOTAL: 52 FILING FEE	10/31/08 68 COMPUTERIZED LEGAL RESEARCH-LEXIS/WESTLAW 01/02/09 68 COMPUTERIZED LEGAL RESEARCH-LEXIS/WESTLAW TOTAL: 68 COMPUTERIZED LEGAL RESEARCH-LEXIS/WESTLAW	10/28/08 69 SERVICE FEE - PAID TO- ABC LEGAL MESSENGERS INC - FOUR BAD ADDRESS ATTEMPTS AT SERVICE AND SUBSEQUENT WASHINGTON SERVICE FORWARD RE DARRIN LEE BOWMAN IN CONNELL WA 99326 TOTAL: 69 SERVICE FEE	COST TOTAL BALANCE. DUE FROM PREVIOUS STATEMENT LESS PAYMENT(S)	BALANCE FORWARD 5049 TIMECARD SUB-TOTAL (22.30) 5049 DISBURSEMENT SUB-TOTAL 611 SUBTOTAL CURRENT PERIOD 5660 TOTAL DUE 5660

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						0.00 (91-120)		BALANCE	181.90
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Credit Applied To	4644.00 FF 577.00 HC 31.02 SC					0.00		FEES	00.
it I	2			¦	7	31-60)	1/2008	DATE	
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iption						181.90 (-30)	VOICES AND	COSTS	1.90
Ledger Description	PAYMENT	FEES	HARD COSTS SOFT COSTS			VABLE:	LL OPEN IN	FEES	180.00
	PA'	FEI	HAI			NTS RECEIV		DATE	02/25/09
Ledger Code	PAY	FEES	HCOST	# K B C B	10141	AGED ACCOUNTS RECEIVABLE:	LEDGER SUMMARY:	INVOICE DATE	577582